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Date: 5/14/04

Barbara H. Ballew  
Barbara H. Ballew

ATTORNEY DOCKET NO. 21606.8

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: )  
 )  
Porter, et al. )  
 )  
Serial No. 09/966,477 )  
 )  
Filed: September 28, 2001 )  
 )  
For: COMPACT BED EDGING MACHINE )

Examiner: Robert E. Pezzuto

Group Art Unit: 3671

MAIL STOP AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

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GROUP 3671

**RESPONSE TO RESTRICTION REQUIREMENT, SUBMISSION OF SUBSTITUTE  
DECLARATION, AND SUBMISSION OF TERMINAL DISCLAIMER**

Dear Sir or Madam:

This is in response to the Office Action mailed February 17, 2004. In the Office Action, it was noted that the continuing data in the specification, as amended, was inconsistent with that set forth in the Declaration as originally filed. Accordingly, submitted herewith, is a substitute Declaration obviating such requirement, the Declaration now citing only Application No. 29/117,980, filed February 2, 2000, now patented. It is submitted that the Declaration is thus consistent with the specification as amended.

A restriction requirement was also set forth in the Office Action, with Applicants being required to elect between Invention I (claims 1-23 and 32-39) and Invention II (claims 24-31). Applicants hereby elect Invention I (claims 1-23 and 32-39), without prejudice.

Also, in furtherance of its response mailed November 20, 2003, in the Office Action dated May 20, 2003, Applicants hereby submit a Terminal Disclaimer in view of Applicants' formerly co-pending application No. 09/965,978, which has subsequently been patented as U.S. Patent No. 6,651,361, issuing November 25, 2003. Applicants note this Terminal Disclaimer obviates the double-patenting rejection which was provisionally made in the Office Action mailed May 20, 2003.

Accordingly, it is respectfully submitted that all remaining claims of the application are allowable, and that the application is in condition for patenting.

The Commissioner is authorized to Charge Deposit Account 12-0760 for any additional necessary fees, and to credit said account for any fee overpayment.

The Examiner is invited to contact the undersigned at 864-240-2453 (direct dial) should there be any questions or additional information required.

Respectfully submitted,

LEATHERWOOD WALKER TODD & MANN, P.C.

By. 

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Dated: 5/14/04